

2001 SENATE BILL 118

1 **AN ACT** *to amend* 120.02 (1), 120.02 (2) (a) and 120.02 (4) of the statutes;
2 **relating to:** the procedures for changing the number of school board members,
3 for establishing a plan of apportionment of school board members, and for
4 providing election to numbered seats on a school board.

Analysis by the Legislative Reference Bureau

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

5 **SECTION 1.** 120.02 (1) of the statutes is amended to read:
6 120.02 **(1)** CHANGE IN NUMBER OF SCHOOL BOARD MEMBERS. If, at least 30 days
7 prior to the day of the annual school district meeting, in a common or union high
8 school district, or at least 45 days prior to the day of the election of school board
9 members in a unified school district, a petition conforming to the requirements of s.
10 8.40 requesting a change in the number of school board members is filed with the

SENATE BILL 118**SECTION 1**

1 school district clerk the clerk shall incorporate in the notice of the annual meeting
2 or election a statement that at the meeting or election the question of changing the
3 number of school board members to the number requested in the petition will be
4 voted upon. The petition shall be signed by not less than 100 electors residing in the
5 school district, except that in school districts which contain, in whole or in part, a city
6 of the 2nd or 3rd class in which one or more electors of the school district reside, the
7 petition shall be signed by not less than 500 electors residing in the school district.
8 If, at the meeting or election of school board members, a resolution based on a petition
9 requesting a change in the number of school board members is adopted by a majority
10 vote, school board members shall be elected at the next school board election and
11 thereafter in accordance with sub. (3).

12 **SECTION 2.** 120.02 (2) (a) of the statutes is amended to read:

13 120.02 (2) (a) If, at least 30 days prior to the day of the annual meeting, in a
14 common or union high school district, or at least 45 days prior to the day of the
15 election of school board members in a unified school district, a petition conforming
16 to the requirements of s. 8.40 requesting the establishment of a plan of
17 apportionment of school board members is filed with the school district clerk the
18 clerk shall incorporate notice of receipt of such petition in the notice of the annual
19 meeting or election. The petition shall specify the proposed plan of apportionment
20 of school board members among the cities, towns and villages or parts thereof within
21 the school district and set the total number of school board members at not more than
22 11. The petition shall be signed by not less than 100 electors residing in the school
23 district, except that in school districts which contain, in whole or in part, a city of the
24 2nd or 3rd class in which one or more electors of the school district reside, the petition
25 shall be signed by not less than 500 electors residing in the school district. If a

SENATE BILL 118

1 majority vote of the annual meeting or election approves the plan set forth in the
2 petition, the plan shall remain in operation until revised by the same procedure.
3 School board members elected under this subsection shall be elected by a vote of the
4 electors of the entire school district in accordance with the plan prepared under sub.
5 (3).

6 **SECTION 3.** 120.02 (4) of the statutes is amended to read:

7 120.02 (4) ELECTION TO NUMBERED SEATS. If, at least 30 days prior to the day of
8 the annual meeting, in a common or union high school district, or at least 45 days
9 prior to the day of the election of school board members in a unified school district,
10 a petition conforming to the requirements of s. 8.40 which sets forth a plan for the
11 assignment of a number to each seat on the school board is filed with the school
12 district clerk, the school district clerk shall incorporate notice of receipt of such
13 petition in the notice of the annual meeting or election required under s. 120.06 (8)
14 (c). The petition shall be signed by not less than 100 electors residing in the school
15 district, except that in school districts which contain, in whole or in part, a city of the
16 2nd or 3rd class in which one or more electors of the school district reside, the petition
17 shall be signed by not less than 500 electors residing in the school district. If a
18 majority vote of the annual meeting or election approves the plan set forth in the
19 petition, the plan shall remain in operation until revised by the same procedure.

20 **SECTION 4. Initial applicability.**

21 (1) This act first applies to petitions filed under section 120.02 of the statutes
22 on the effective date of this subsection.

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(END)